

House File 2336

S-5057

1 Amend House File 2336, as passed by the House, as
2 follows:

3 1. By striking everything after the enacting clause
4 and inserting:

5 <DIVISION I

6 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

7 GENERAL APPROPRIATIONS FOR FY 2012-2013

8 Section 1. 2011 Iowa Acts, chapter 128, section 46,
9 is amended to read as follows:

10 SEC. 46. GENERAL FUND — DEPARTMENT.

11 1. There is appropriated from the general fund of
12 the state to the department of agriculture and land
13 stewardship for the fiscal year beginning July 1, 2012,
14 and ending June 30, 2013, the following amount, or
15 so much thereof as is necessary, to be used for the
16 purposes designated:

17 For purposes of supporting the department, including
18 its divisions, for administration, regulation, and
19 programs; for salaries, support, maintenance, and
20 miscellaneous purposes; and for not more than the
21 following full-time equivalent positions:

22 \$ ~~8,248,654~~
23 16,497,308
24 FTEs 366.00

25 2. The department shall submit a report each
26 quarter of the fiscal year to the legislative services
27 agency, the department of management, the members of
28 the joint appropriations subcommittee on agriculture
29 and natural resources, and the chairpersons and
30 ranking members of the senate and house committees on
31 appropriations. The report shall describe in detail
32 the expenditure of moneys appropriated in this section
33 to support the department's administration, regulation,
34 and programs.

35 3. Of the amount appropriated in this section,
36 ~~\$119,000~~ \$238,000 is transferred to Iowa state
37 university of science and technology, to be used
38 for the university's midwest grape and wine industry
39 institute.

40 DESIGNATED APPROPRIATIONS — ANIMAL HUSBANDRY

41 Sec. 2. 2011 Iowa Acts, chapter 128, section 47, is
42 amended to read as follows:

43 SEC. 47. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
44 HORSE AND DOG RACING. There is appropriated from the
45 moneys available under section 99D.13 to the department
46 of agriculture and land stewardship for the fiscal year
47 beginning July 1, 2012, and ending June 30, 2013, the
48 following amount, or so much thereof as is necessary,
49 to be used for the purposes designated:

50 For purposes of supporting the department's

1 administration and enforcement of horse and dog racing
2 law pursuant to section 99D.22, including for salaries,
3 support, maintenance, and miscellaneous purposes:

4 \$ 152,758
5 305,516

6 DESIGNATED APPROPRIATIONS — MOTOR FUEL

7 Sec. 3. 2011 Iowa Acts, chapter 128, section 48, is
8 amended to read as follows:

9 SEC. 48. RENEWABLE FUEL INFRASTRUCTURE FUND —

10 MOTOR FUEL INSPECTION. There is appropriated from the
11 renewable fuel infrastructure fund created in section
12 ~~156.205~~ 159A.16 to the department of agriculture and
13 land stewardship for the fiscal year beginning July 1,
14 2012, and ending June 30, 2013, the following amount,
15 or so much thereof as is necessary, to be used for the
16 purposes designated:

17 For purposes of the inspection of motor fuel,
18 including salaries, support, maintenance, and
19 miscellaneous purposes:

20 \$ 250,000
21 500,000

22 The department shall establish and administer
23 programs for the auditing of motor fuel including
24 biofuel processing and production plants, for screening
25 and testing motor fuel, including renewable fuel,
26 and for the inspection of motor fuel sold by dealers
27 including retail dealers who sell and dispense motor
28 fuel from motor fuel pumps.

29 SPECIAL APPROPRIATIONS

30 Sec. 4. 2011 Iowa Acts, chapter 128, is amended by
31 adding the following new section:

32 NEW SECTION. SEC. 48A. GENERAL FUND — DAIRY
33 REGULATION. There is appropriated from the general
34 fund of the state to the department of agriculture and
35 land stewardship for the fiscal year beginning July 1,
36 2012, and ending June 30, 2013, the following amount,
37 or so much thereof as is necessary, to be used for the
38 purposes designated:

39 1. For purposes of performing functions pursuant to
40 section 192.109, including conducting a survey of grade
41 "A" milk and certifying the results to the secretary
42 of agriculture:

43 \$ 189,196

44 2. Notwithstanding section 8.33, moneys
45 appropriated for the fiscal year beginning July 1,
46 2012, in this section that remain unencumbered or
47 unobligated at the close of the fiscal year shall not
48 revert but shall remain available to be used for the
49 purposes designated until the close of the succeeding
50 fiscal year.

1 Sec. 5. 2011 Iowa Acts, chapter 131, section 81, is
2 amended to read as follows:

3 SEC. 81. APPROPRIATION — FARMERS WITH
4 DISABILITIES. There is appropriated from the general
5 fund of the state to the department of agriculture and
6 land stewardship for the following fiscal years, the
7 following amounts, or so much thereof as is necessary,
8 for a program for farmers with disabilities:

9 FY 2011-2012.....	\$	97,000
10 FY 2012-2013.....	\$	48,500
11		<u>97,000</u>

12 The moneys appropriated in this section shall be
13 used for the public purpose of providing a grant to
14 a national nonprofit organization with over 80 years
15 of experience in assisting children and adults with
16 disabilities and special needs. The moneys shall
17 be used to support a nationally recognized program
18 that began in 1986 and has been replicated in at
19 least 30 other states, but which is not available
20 through any other entity in this state, and that
21 provides assistance to farmers with disabilities in
22 all 99 counties to allow the farmers to remain in
23 their own homes and be gainfully engaged in farming
24 through provision of agricultural worksite and home
25 modification consultations, peer support services,
26 services to families, information and referral, and
27 equipment loan services. Notwithstanding section
28 8.33, moneys appropriated in this section that remain
29 unencumbered or unobligated at the close of the fiscal
30 year shall not revert but shall remain available for
31 expenditure for the purposes designated until the close
32 of the succeeding fiscal year.

33 DIVISION II

34 DEPARTMENT OF NATURAL RESOURCES

35 GENERAL APPROPRIATIONS FOR FY 2012-2013

36 Sec. 6. 2011 Iowa Acts, chapter 128, section 49, is
37 amended to read as follows:

38 SEC. 49. GENERAL FUND — DEPARTMENT.

39 1. There is appropriated from the general fund of
40 the state to the department of natural resources for
41 the fiscal year beginning July 1, 2012, and ending June
42 30, 2013, the following amount, or so much thereof as
43 is necessary, to be used for the purposes designated:

44 For purposes of supporting the department, including
45 its divisions, for administration, regulation, and
46 programs; for salaries, support, maintenance, and
47 miscellaneous purposes; and for not more than the
48 following full-time equivalent positions:

49	\$	6,133,344
50		<u>12,466,688</u>

1 FTEs 1,145.95

2 2. Of the number of full-time equivalent positions
3 authorized to the department pursuant to subsection 1,
4 50.00 full-time equivalent positions shall be allocated
5 by the department for seasonal employees for purposes
6 of providing maintenance, upkeep, and sanitary services
7 at state parks. This subsection shall not impact park
8 ranger positions within the department.

9 3. The department shall submit a report each
10 quarter of the fiscal year to the legislative services
11 agency, the department of management, the members of
12 the joint appropriations subcommittee on agriculture
13 and natural resources, and the chairpersons and
14 ranking members of the senate and house committees on
15 appropriations. The report shall describe in detail
16 the expenditure of moneys appropriated under this
17 section to support the department's administration,
18 regulation, and programs.

19 Sec. 7. 2011 Iowa Acts, chapter 128, section 50, is
20 amended to read as follows:

21 SEC. 50. STATE FISH AND GAME PROTECTION FUND —
22 DIVISION OF FISH AND WILDLIFE.

23 1. There is appropriated from the state fish and
24 game protection fund to the department of natural
25 resources for the fiscal year beginning July 1, 2012,
26 and ending June 30, 2013, the following amount, or
27 so much thereof as is necessary, to be used for the
28 purposes designated:

29 For purposes of supporting the division of fish and
30 wildlife, including for administration, regulation,
31 and programs; and for salaries, support, maintenance,
32 equipment, and miscellaneous purposes:

33 \$ 19,396,577
34 39,951,171

35 2. Notwithstanding section 455A.10, the department
36 may use the unappropriated balance remaining in the
37 state fish and game protection fund to provide for the
38 funding of health and life insurance premium payments
39 from unused sick leave balances of conservation peace
40 officers employed in a protection occupation who
41 retire, pursuant to section 97B.49B.

42 ~~3. Notwithstanding section 455A.10, the department~~
43 ~~of natural resources may use the unappropriated~~
44 ~~balance remaining in the state fish and game protection~~
45 ~~fund for the fiscal year beginning July 1, 2012,~~
46 ~~and ending June 30, 2013, as is necessary to fund~~
47 ~~salary adjustments for departmental employees which~~
48 ~~the general assembly has made an operating budget~~
49 ~~appropriation for in subsection 1.~~

50 Sec. 8. 2011 Iowa Acts, chapter 128, section 51, is

1 amended to read as follows:

2 SEC. 51. GROUNDWATER PROTECTION FUND — WATER
3 QUALITY. There is appropriated from the groundwater
4 protection fund created in section 455E.11 to the
5 department of natural resources for the fiscal year
6 beginning July 1, 2012, and ending June 30, 2013, from
7 those moneys which are not allocated pursuant to that
8 section, the following amount, or so much thereof as is
9 necessary, to be used for the purposes designated:

10 For purposes of supporting the department's
11 protection of the state's groundwater, including
12 for administration, regulation, and programs, and
13 for salaries, support, maintenance, equipment, and
14 miscellaneous purposes:

15 \$ ~~1,727,916~~
16 3,455,832

17 DESIGNATED APPROPRIATIONS — MISCELLANEOUS

18 Sec. 9. 2011 Iowa Acts, chapter 128, section 52, is
19 amended to read as follows:

20 SEC. 52. SPECIAL SNOWMOBILE FUND — SNOWMOBILE
21 PROGRAM. There is appropriated from the special
22 snowmobile fund created under section 321G.7 to the
23 department of natural resources for the fiscal year
24 beginning July 1, 2012, and ending June 30, 2013, the
25 following amount, or so much thereof as is necessary,
26 to be used for the purpose designated:

27 For purposes of administering and enforcing the
28 state snowmobile programs:

29 \$ ~~50,000~~
30 100,000

31 Sec. 10. 2011 Iowa Acts, chapter 128, section 53,
32 is amended to read as follows:

33 SEC. 53. UNASSIGNED REVENUE FUND — UNDERGROUND
34 STORAGE TANK SECTION EXPENSES. There is appropriated
35 from the unassigned revenue fund administered by the
36 Iowa comprehensive underground storage tank fund
37 board to the department of natural resources for the
38 fiscal year beginning July 1, 2012, and ending June 30,
39 2013, the following amount, or so much thereof as is
40 necessary, to be used for the purpose designated:

41 For purposes of paying for administration expenses
42 of the department's underground storage tank section:

43 \$ ~~100,000~~
44 200,000

45 SPECIAL APPROPRIATIONS

46 Sec. 11. 2011 Iowa Acts, chapter 128, is amended by
47 adding the following new section:

48 NEW SECTION. SEC. 54A. GENERAL FUND — FLOODPLAIN
49 MANAGEMENT AND DAM SAFETY.

50 1. There is appropriated from the general fund of

1 the state to the department of natural resources for
2 the fiscal year beginning July 1, 2012, and ending June
3 30, 2013, the following amount, or so much thereof as
4 is necessary, to be used for the purpose designated:

5 For purposes of supporting floodplain management and
6 dam safety:

7 \$ 2,000,000

8 2. Of the amount appropriated in subsection 1, up
9 to \$400,000 may be used by the department to acquire
10 or install stream gages for purposes of tracking and
11 predicting flood events and for compiling necessary
12 data to improve flood frequency analysis.

13 3. Notwithstanding section 8.33, moneys
14 appropriated in subsection 1 that remain unencumbered
15 or unobligated at the close of the fiscal year shall
16 not revert but shall remain available for expenditure
17 for the purposes designated until the close of the
18 fiscal year beginning July 1, 2013.

19 Sec. 12. 2011 Iowa Acts, chapter 128, is amended by
20 adding the following new section:

21 NEW SECTION. SEC. 54B. STATE FISH AND GAME
22 PROTECTION FUND — FISH CLEANING STATION. There is
23 appropriated from the state fish and game protection
24 fund to the department of natural resources for the
25 fiscal year beginning July 1, 2012, and ending June 30,
26 2013, the following amount, or so much thereof as is
27 necessary, to be used for the purposes designated:

28 For purposes of supporting a fish cleaning station
29 which is located in Guttenburg, Iowa, and operated by
30 the department:

31 \$ 15,000

32 DIVISION III

33 IOWA STATE UNIVERSITY

34 APPROPRIATION FOR FY 2012-2013

35 Sec. 13. 2011 Iowa Acts, chapter 128, section 55,
36 is amended to read as follows:

37 SEC. 55. GENERAL FUND — VETERINARY DIAGNOSTIC
38 LABORATORY.

39 1. There is appropriated from the general fund
40 of the state to Iowa state university of science and
41 technology for the fiscal year beginning July 1, 2012,
42 and ending June 30, 2013, the following amount, or
43 so much thereof as is necessary, to be used for the
44 purposes designated:

45 For purposes of supporting the college of veterinary
46 medicine for the operation of the veterinary diagnostic
47 laboratory and for not more than the following
48 full-time equivalent positions:

49 \$ ~~1,618,818~~
50 3,237,636

1 FTEs 50.00
2 2. a. Iowa state university of science and
3 technology shall not reduce the amount that it
4 allocates to support the college of veterinary medicine
5 from any other source due to the appropriation made in
6 this section.
7 b. Paragraph "a" does not apply to a reduction made
8 to support the college of veterinary medicine, if the
9 same percentage of reduction imposed on the college
10 of veterinary medicine is also imposed on all of Iowa
11 state university's budget units.
12 3. If by June 30, 2013, Iowa state university
13 of science and technology fails to allocate the
14 moneys appropriated in this section to the college of
15 veterinary medicine in accordance with this section,
16 the moneys appropriated in this section for that fiscal
17 year shall revert to the general fund of the state.

18 DIVISION IV

19 ENVIRONMENT FIRST FUND

20 GENERAL APPROPRIATIONS FOR FY 2012-2013

21 Sec. 14. 2011 Iowa Acts, chapter 128, section 57,
22 is amended to read as follows:

23 SEC. 57. DEPARTMENT OF AGRICULTURE AND LAND
24 STEWARDSHIP. There is appropriated from the
25 environment first fund created in section 8.57A to the
26 department of agriculture and land stewardship for the
27 fiscal year beginning July 1, 2012, and ending June 30,
28 2013, the following amounts, or so much thereof as is
29 necessary, to be used for the purposes designated:

30 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

31 a. For the conservation reserve enhancement program
32 to restore and construct wetlands for the purposes of
33 intercepting tile line runoff, reducing nutrient loss,
34 improving water quality, and enhancing agricultural
35 production practices:

36 \$ 500,000
37 1,000,000

38 b. Not more than 10 percent of the moneys
39 appropriated in paragraph "a" may be used for costs of
40 administration and implementation of soil and water
41 conservation practices.

42 c. Notwithstanding any other provision in law,
43 the department may provide state resources from this
44 appropriation, in combination with other appropriate
45 environment first fund appropriations, for cost sharing
46 to match United States department of agriculture,
47 natural resources conservation service, wetlands
48 reserve enhancement program (WREP) funding available
49 to Iowa.

50 2. WATERSHED PROTECTION

1 a. For continuation of a program that provides
2 multiobjective resource protections for flood control,
3 water quality, erosion control, and natural resource
4 conservation:
5 \$ ~~450,000~~
6 900,000

7 b. Not more than 10 percent of the moneys
8 appropriated in paragraph "a" may be used for costs of
9 administration and implementation of soil and water
10 conservation practices.

11 3. FARM MANAGEMENT DEMONSTRATION PROGRAM

12 a. For continuation of a statewide voluntary farm
13 management demonstration program to demonstrate the
14 effectiveness and adaptability of emerging practices in
15 agronomy that protect water resources and provide other
16 environmental benefits:
17 \$ ~~312,500~~
18 625,000

19 b. Not more than 10 percent of the moneys
20 appropriated in paragraph "a" may be used for costs of
21 administration and implementation of soil and water
22 conservation practices.

23 c. Of the amount appropriated in paragraph "a",
24 ~~\$185,000~~ \$370,000 shall be allocated to an organization
25 representing soybean growers to provide for an
26 agriculture and environment performance program in
27 order to carry out the purposes of this subsection as
28 specified in paragraph "a".

29 4. SOIL AND WATER CONSERVATION — ADMINISTRATION

30 For use by the department for costs of
31 administration and implementation of soil and water
32 conservation practices:
33 \$ ~~1,000,000~~
34 2,000,000

35 5. CONSERVATION RESERVE PROGRAM (CRP)

36 a. To encourage and assist farmers in enrolling
37 in and the implementation of the federal conservation
38 reserve program and to work with them to enhance their
39 revegetation efforts to improve water quality and
40 habitat:
41 \$ ~~500,000~~
42 1,000,000

43 b. Not more than 10 percent of the moneys
44 appropriated in paragraph "a" may be used for costs of
45 administration and implementation of soil and water
46 conservation practices.

47 6. SOIL AND WATER CONSERVATION

48 a. For use by the department in providing for soil
49 and water conservation administration, the conservation
50 of soil and water resources, or the support of soil and

1 water conservation district commissioners:
2 \$ ~~3,150,000~~
3 6,656,250

4 b. Not more than 5 percent of the moneys
5 appropriated in paragraph "a" may be allocated for
6 cost sharing to address complaints filed under section
7 161A.47.

8 c. Of the moneys appropriated in paragraph "a",
9 5 percent shall be allocated for financial incentives
10 to establish practices to protect watersheds above
11 publicly owned lakes of the state from soil erosion and
12 sediment as provided in section 161A.73.

13 d. Not more than 30 percent of a soil and water
14 conservation district's allocation of moneys as
15 financial incentives may be provided for the purpose
16 of establishing management practices to control soil
17 erosion on land that is row cropped, including but
18 not limited to no-till planting, ridge-till planting,
19 contouring, and contour strip-cropping as provided in
20 section 161A.73.

21 e. The state soil conservation committee
22 established by section 161A.4 may allocate moneys
23 appropriated in paragraph "a" to conduct research and
24 demonstration projects to promote conservation tillage
25 and nonpoint source pollution control practices.

26 f. The allocation of moneys as financial incentives
27 as provided in section 161A.73 may be used in
28 combination with moneys allocated by the department of
29 natural resources.

30 g. Not more than 15 percent of the moneys
31 appropriated in paragraph "a" may be used for costs of
32 administration and implementation of soil and water
33 conservation practices.

34 h. In lieu of moneys appropriated in section
35 466A.5, not more than \$50,000 of the moneys
36 appropriated in paragraph "a" shall be used by the soil
37 conservation division of the department of agriculture
38 and land stewardship to provide administrative support
39 to the watershed improvement review board established
40 in section 466A.3.

41 7. LOCAL FOOD AND FARM PROGRAM COORDINATOR

42 a. For purposes of supporting a local food and farm
43 program ~~coordinator~~ as established pursuant to ~~new Code~~
44 ~~chapter 267A as enacted in this Act~~, for salaries,
45 support, maintenance, and miscellaneous purposes:
46 \$ ~~37,500~~
47 75,000

48 b. The department shall enter into a cost-sharing
49 agreement with Iowa state university to support the
50 local food and farm program coordinator position as

1 part of the university's cooperative extension service
2 in agriculture and home economics pursuant to new Code
3 chapter 267A as enacted in this Act.

4 8. AGRICULTURAL EDUCATION

5 For purposes of allocating moneys to an Iowa
6 association affiliated with a national organization
7 which promotes agricultural education providing for
8 future farmers:

9 \$ 12,500
10 25,000

11 9. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND

12 a. For deposit in the loess hills development and
13 conservation fund created in section 161D.2:

14 \$ 237,500
15 118,750

16 ~~b. (1) Of the amount appropriated in paragraph~~
17 ~~"a", \$178,125 shall be allocated to the fund's hungry~~
18 ~~canyons account.~~

19 ~~(2) Not more than 10 percent of the moneys~~
20 ~~allocated to the hungry canyons account as provided in~~
21 ~~subparagraph (1) may be used for administrative costs.~~

22 c. (1) Of the amount appropriated in paragraph
23 "a", ~~\$59,375~~ \$118,750 shall be allocated to the fund's
24 loess hills alliance account.

25 (2) Not more than 10 percent of the moneys
26 allocated to the loess hills alliance account
27 as provided in subparagraph (1) may be used for
28 administrative costs.

29 Sec. 15. 2011 Iowa Acts, chapter 128, section 58,
30 is amended to read as follows:

31 SEC. 58. DEPARTMENT OF NATURAL RESOURCES. There is
32 appropriated from the environment first fund created in
33 section 8.57A to the department of natural resources
34 for the fiscal year beginning July 1, 2012, and ending
35 June 30, 2013, the following amounts, or so much
36 thereof as is necessary, to be used for the purposes
37 designated:

38 1. KEEPERS OF THE LAND

39 For statewide coordination of volunteer efforts
40 under the water quality and keepers of the land
41 programs:

42 \$ 50,000
43 100,000

44 2. STATE PARKS MAINTENANCE AND OPERATIONS

45 For regular maintenance of state parks and staff
46 time associated with these activities:

47 \$ 1,605,000
48 3,210,000

49 3. FORESTRY HEALTH MANAGEMENT

50 To provide for forestry health management programs:

1	.....	\$	50,000
2			<u>100,000</u>
3	4. GEOGRAPHIC INFORMATION SYSTEM (GIS)		
4	To provide local watershed managers with geographic		
5	information system data for their use in developing,		
6	monitoring, and displaying results of their watershed		
7	work:		
8	.....	\$	97,500
9			<u>195,000</u>
10	5. WATER QUALITY MONITORING		
11	For continuing the establishment and operation of		
12	water quality monitoring stations:		
13	.....	\$	1,477,500
14			<u>2,955,000</u>
15	6. PUBLIC WATER SUPPLY SYSTEM ACCOUNT		
16	For deposit in the public water supply system		
17	account of the water quality protection fund created		
18	in section 455B.183A:		
19	.....	\$	250,000
20			<u>500,000</u>
21	7. REGULATION OF ANIMAL FEEDING OPERATIONS		
22	For the regulation of animal feeding operations,		
23	including as provided for in chapters 459 through 459B:		
24	.....	\$	210,000
25			<u>420,000</u>
26	8. AMBIENT AIR QUALITY		
27	For the abatement, control, and prevention of		
28	ambient air pollution in this state, including measures		
29	as necessary to assure attainment and maintenance of		
30	ambient air quality standards from particulate matter:		
31	.....	\$	212,500
32			<u>425,000</u>
33	9. WATER QUANTITY REGULATION		
34	For regulating water quantity from surface and		
35	subsurface sources by providing for the allocation and		
36	use of water resources, the protection and management		
37	of water resources, and the preclusion of conflicts		
38	among users of water resources, including as provided		
39	in chapter 455B, division III, part 4:		
40	.....	\$	247,500
41			<u>495,000</u>
42	10. GEOLOGICAL AND WATER SURVEY		
43	For continuing the operations of the department's		
44	geological and water survey including but not limited		
45	to providing analysis, data collection, investigative		
46	programs, and information for water supply development		
47	and protection:		
48	.....	\$	100,000
49			<u>200,000</u>
50	DIVISION V		

1 RESOURCES ENHANCEMENT AND PROTECTION
2 (REAP) FUND FOR FY 2012-2013
3 GENERAL APPROPRIATIONS

4 Sec. 16. 2011 Iowa Acts, chapter 128, is amended by
5 adding the following new section:

6 NEW SECTION. SEC. 58A. ENVIRONMENT FIRST

7 FUND. Notwithstanding the amount of the standing
8 appropriation from the general fund of the state to
9 the Iowa resources enhancement and protection fund as
10 provided in section 455A.18, there is appropriated from
11 the environment first fund created in section 8.57A to
12 the Iowa resources enhancement and protection fund,
13 in lieu of the appropriation made in section 455A.18,
14 for the fiscal year beginning July 1, 2012, and ending
15 June 30, 2013, the following amount, to be allocated as
16 provided in section 455A.19:

17 \$ 12,000,000>

COMMITTEE ON APPROPRIATIONS
ROBERT E. DVORSKY, CHAIRPERSON